

**UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.

Case No. MJ14-5000-01

## DETENTION ORDER

**ANA L. GAYTAN TORRES,  
Defendant.**

THE COURT, having conducted a detention hearing pursuant to 18 U.S.C. '3142, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of the defendant as required and/or the safety of any other person and the community.

This finding is based on 1) the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence or involves a narcotic drug; 2) the weight of the evidence against the person; 3) the history and characteristics of the person including those set forth in 18 U.S.C. § 3142(g)(3)(A)(B); and 4) the nature and seriousness of the danger release would impose to any person or the community.

### ***Findings of Fact/ Statement of Reasons for Detention***

### Presumptive Reasons/Unrebutted:

- ( ) Conviction of a Federal offense involving a crime of violence. 18 U.S.C. § 3142(f)(A)
- ( ) Potential maximum sentence of life imprisonment or death. 18 U.S.C. § 3142(f)(B)
- ( ) Potential maximum sentence of 10+ years as prescribed in the Controlled Substances Act (21 U.S.C. § 801 et seq.), the Controlled Substances Import and Export Act (21 U.S.C. § 951 et seq.) Or the Maritime Drug Law Enforcement Act (46 U.S.C. App. 1901 et seq.)

### Safety Reasons:

( ) Defendant is currently on probation/supervision resulting from a prior offense.  
( ) Defendant was on bond on other charges at time of alleged occurrences herein.  
( ) Defendant's criminal history and substance abuse issues.  
( ) History of failure to comply with Court orders and terms of supervision.

#### Flight Risk/Appearance Reasons:

Defendant's lack of appropriate residence.  
 Immigration and Naturalization Service detainer.  
 Detainer(s)/Warrant(s) from other jurisdictions.

| Other:

Defendant stipulated to detention without prejudice and for reasons contained in the Government's Motion for Detention.

### ***Order of Detention without Prejudice***

< The defendant shall be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.  
< The defendant shall be afforded reasonable opportunity for private consultation with counsel.  
< The defendant shall on order of a court of the United States or on request of an attorney for the Government, be delivered to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

January 13, 2014.

s/ J. Richard Creatura

**J. Richard Creature, U.S. Magistrate Judge**